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Attorneys for Plaintiff  
United States of America

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,  
  
Plaintiff,  
  
v.  
  
JOSHYMAR ESTRADA,  
  
Defendant.

CASE NO. 1:22-CR-00149-JLT-SKO  
  
STIPULATION REGARDING EXCLUDABLE  
TIME PERIODS UNDER SPEEDY TRIAL ACT;  
ORDER  
  
DATE: October 19, 2022  
TIME: 1:00pm  
COURT: Hon. Sheila K. Oberto

**STIPULATION**

Plaintiff United States of America, by and through its counsel of record, and defendant, by and through defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for status on October 19, 2022.
2. By this stipulation, defendant now moves to continue the status conference until February 1, 2023, and to exclude time between October 19, 2022, and February 1, 2023, under 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code T4].
3. The parties agree and stipulate, and request that the Court find the following:
  - a) The government has represented that the discovery associated with this case has been provided. The government is aware of its ongoing discovery obligations.
  - b) Counsel for defendant desires additional time to confer with his client about a possible resolution, to review discovery, and to otherwise prepare for trial.

1 c) Counsel for defendant believes that failure to grant the above-requested  
2 continuance would deny him/her the reasonable time necessary for effective preparation, taking  
3 into account the exercise of due diligence.

4 d) The government does not object to the continuance.

5 e) Based on the above-stated findings, the ends of justice served by continuing the  
6 case as requested outweigh the interest of the public and the defendant in a trial within the  
7 original date prescribed by the Speedy Trial Act.

8 f) For the purpose of computing time under the Speedy Trial Act, 18 U.S.C. § 3161,  
9 et seq., within which trial must commence, the time period of October 19, 2022 to February 1,  
10 2023, inclusive, is deemed excludable pursuant to 18 U.S.C. § 3161(h)(7)(A), B(iv) [Local Code  
11 T4] because it results from a continuance granted by the Court at defendant's request on the basis  
12 of the Court's finding that the ends of justice served by taking such action outweigh the best  
13 interest of the public and the defendant in a speedy trial.

14 4. Nothing in this stipulation and order shall preclude a finding that other provisions of the  
15 Speedy Trial Act dictate that additional time periods are excludable from the period within which a trial  
16 must commence.

17  
18 IT IS SO STIPULATED.

19 Dated: October 12, 2022

PHILLIP A. TALBERT  
United States Attorney

21 /s/ JESSICA A. MASSEY  
22 JESSICA A. MASSEY  
Assistant United States Attorney

23  
24 Dated: October 12, 2022

/s/ YAN SHRAYBERMAN

25 YAN SHRAYBERMAN  
Counsel for Defendant  
26 JOSHUMAR ESTRADA

**ORDER**

IT IS SO ORDERED.

DATED: 10/13/2022

*Sheila K. Oberto*

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Hon. Sheila K. Oberto  
United States Magistrate Judge